

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

**FILED**  
at Santa Fe, NM  
82

DEC 16 2015

UNITED STATES OF AMERICA,

Plaintiff,

vs.

GERALD VIARRIAL,

Defendant.

MATTHEW J. DYKMAN  
CLERK

No. 15-CR-0214-MV-001

**VERDICT**

**WE, THE JURY**, find the Defendant, **GERALD VIARRIAL**,

Guilty, of assaulting Jane Doe with a dangerous weapon,  
(Guilty or Not Guilty)

that is, a handgun, with intent to do bodily injury, as charged in Count  
1 of the Indictment.

**WE, THE JURY**, find the Defendant, **GERALD VIARRIAL**,

Guilty, of assaulting John Doe 1 with a dangerous  
(Guilty or Not Guilty)

weapon, that is, a handgun, with intent to do bodily injury, as charged  
in Count 2 of the Indictment.

**WE, THE JURY**, find the Defendant, **GERALD VIARRIAL**,

Guilty, of assaulting John Doe 2 with a dangerous  
(Guilty or Not Guilty)

weapon, that is, a handgun, with intent to do bodily injury, as charged  
in Count 3 of the Indictment.

**WE, THE JURY**, find the Defendant, **GERALD VIARRIAL**,

Guilty, knowingly carried, possessed, and brandished a  
(Guilty or Not Guilty)

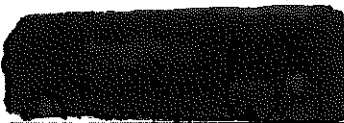
firearm during and in relation to and in furtherance of the crimes  
charged in Counts 1, 2, and 3, as charged in Count 5 of the Indictment.

- If your verdict as to Count 5 is “guilty,” do you also find,  
beyond a reasonable doubt, that the Defendant, **GERALD**  
**VIARRIAL**, used or carried a firearm? yes  
(Yes or No)
- If your verdict as to Count 5 is “guilty,” do you also find,  
beyond a reasonable doubt, that the Defendant, **GERALD**  
**VIARRIAL**, brandished a firearm? yes  
(Yes or No)

WE, THE JURY, find the Defendant, GERALD VIARRIAL,  
Guilty, of assaulting John Doe 1 and that the assault  
(Guilty or Not Guilty)  
resulted in serious bodily injury, as charged in Count 6 of the  
Indictment.

WE, THE JURY, find the Defendant, GERALD VIARRIAL,  
Not Guilty, of knowingly, intentionally, and negligently, and  
(Guilty or Not Guilty)  
without justifiable cause, causing or permitting John Doe 1, a child  
under the age of 18, to be placed in a situation that may have  
endangered the child's life or health, as charged in Count 7 of the  
Indictment.

DATED THIS 16<sup>th</sup> DAY OF DECEMBER, 2015.

A black rectangular redaction box covering the signature of the foreperson.

FOREPERSON